

**Petition For Revival Of An Application For Patent Abandoned  
Unintentionally Under 37 CFR 1.137(b) (Small Entity)**

Docket No.

**RECEIVED** 921/1

In Re Application Of: **Gi Young Yoo**

**JUL 15 2003**

**JUL 11 2003**

**OFFICE OF PETITIONS**

Serial No.  
**09/295,850**

Filing Date  
**04/21/99**

Examiner  
**Halpern, Mark**

Group Art Unit  
**1731**

Invention: **TOBACCO SUBSTITUTE COMPOSITION**

Attention: Office of Petitions  
COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper response to a notice or action by the Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extension of time actually obtained.

**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee--required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. ☒ A proposed reply to the above-identified Office Action:

☒ is enclosed. ☐ was filed on \_\_\_\_\_

The proposed reply is in the form of: Response to Office Action

2. ☐ The issue fee:

☐ is enclosed. ☐ was paid on \_\_\_\_\_

3. ☐ A small entity declaration:

☐ is enclosed. ☐ was filed on \_\_\_\_\_

4. ☒ The abandoned application was a:

☐ design application. ☒ utility application. ☐ plant application.

5. ☐ A terminal disclaimer (and fee) disclaiming a period equivalent to the period of abandonment is enclosed.

6. ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

07/14/2003 RUONDAF1 00000012 062143 09295850

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RECEIVED

JUL 15 2003

OFFICE OF PETITIONS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Re: Our file: 9921/1 Group Art Unit: 1731 ✓  
Applicant: Gi Yong Yoo Examiner: Halpern, Mark  
Serial No.: 09/295,850  
Filing Date: 04/21/99  
Title: Tobacco Substitute Composition  
Sir:

Enclosed for filing in the United States Patent and Trademark Office is the following:

1. Petition for Revival of Application
2. Associate Power of Attorney or Agent
3. Response to Office Action
4. Amendment Transmittal Letter
5. Transmittal Sheet
6. Postcard Receipt

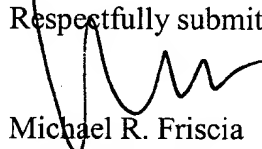
CONDITIONAL PETITION

If any extension of time is required for the submission of the above-identified items, Applicant requests that this be considered a petition therefor. Please charge any additional charges or any other charges relating to this matter to deposit account of the writer, **Account No. 06-2143**. A duplicate copy of this letter is enclosed.

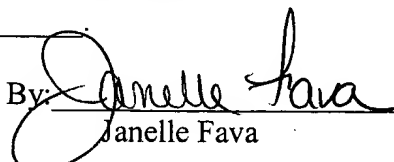
7/9/03  
Date

enc.

Respectfully submitted,

  
Michael R. Friscia  
Registration No. 33,884  
Wolff & Samson PC  
One Boland Drive  
West Orange, NJ 07052  
Tel: (973) 530-2024  
Fax: (973) 530-2224

I hereby certify that this correspondence is being deposited with the United States Postal Service, First Class Mail, postage prepaid, to Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on 7/9/03

By:   
Janelle Fava

Petition For Revival Of An Application For Patent Abandoned  
Unintentionally Under 37 CFR 1.137(b) (Small Entity)

Docket No.

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In Re Application Of: Gi Yong Yoo

JUL 15 2003

OFFICE OF PETITIONS

Serial No.

09/295,850

Filing Date

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Examiner

Halpern, Mark

Group Art Unit

1731

Invention: TOBACCO SUBSTITUTE COMPOSITION

Calculation and Payment of Fees

Enclosed are the following fees:

7. ☒ Petition fee under 37 CFR 1.17(m) in the amount of: \$650.00
8. ☐ Fee for amendment in the amount of: \_\_\_\_\_
9. ☐ Fee for extension of time to reply to Office Action in the amount of: \_\_\_\_\_
10. ☐ Issue fee in the amount of: \_\_\_\_\_
11. ☐ Continuing application filing fee in the amount of: \_\_\_\_\_
12. ☐ Terminal disclaimer fee in the amount of: \_\_\_\_\_
13. ☐ \_\_\_\_\_

Total fees enclosed: \$650.00

The fee of \$650 is to be paid as follows:

- ☐ A check in the amount of the fee is enclosed.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to  
Deposit Account No. 06-2143

Signature of Principal Attorney or Agent of Record

Michael R. Friscia  
Registration No. 33,884  
Wolff & Samson PC  
One Boland Drive  
West Orange, NJ 07052  
Tel: (973) 530-2024  
Fax: (973) 530-2224

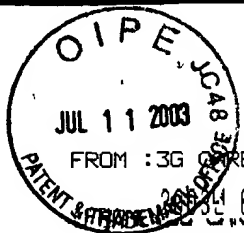
Registration Number & Address of Principal Attorney or Agent of Record

I certify that this document and fee is being deposited  
on 7/9/03 with the U.S. Postal Service as  
first class mail under 37 C.F.R. 1.8 and is addressed to the  
Mail Stop Petition, Commissioner for Patents, P.O. Box  
1450, Alexandria, VA 22313-1450.

Signature of Person Mailing Correspondence

Janelle Fava

Typed or Printed Name of Person Mailing Correspondence



JUL 11 2003

FROM : 3G CARE

FAX NO. : 213 480 7771

Jun. 26 2003 09:14AM P1

2003 JUN 26 7:13 PM

3G CARE

FAX NO. : 213 480 7771

NO. 1887 P. 1  
Jun. 25 2003 02:31 PM P2  
973 740 1467 P. 03/03

JUN-25-2003 16:00

WOLFF & SAMSON

**Petition For Revival Of An Application For Patent Abandoned  
Unintentionally Under 37 CFR 1.137(b) (Small Entity)**

RECEIVED

Docket No.  
9921/1

In Re Application Of: **Gi Yong Yoo**

JUL 15 2003

**OFFICE OF PETITIONS**

Serial No.  
09/198,180

Filing Date  
04/21/99

Examiner  
Halpern, Mark

Group Art Unit  
1731

Invention: **TOBACCO SUBSTITUTE COMPOSITION**

**Statement**

The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

Signature

**Gi Yong Yoo**

Dated: 6/26/03



Practitioner's Docket No. U 012218-7

PATENT

RECEIVED

JUL 15 2003

OFFICE OF PETITIONS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: **GI YONG YOO**

Serial No.: 09/295,850

Group No.: 1731

Filed: APRIL 21, 1999

Examiner.: HALPERN, M.

For: **TOBACCO SUBSTITUTE COMPOSITION**

Assistant Commissioner for Patents  
Washington, D.C. 20231

#21  
Heda  
7/22/03

TRANSMITTAL OF SUBSTITUTE SPECIFICATION (37 C.F.R. 1.125)

NOTE: A substitute specification, excluding the claims, may be filed at any point up to payment of the issue fee if it is accompanied by items indicated below. See 37 CFR 1.125(b).

1. Enclosed is a substitute specification for the originally filed specification in this application.

NOTE: The substitute specification must be submitted in clean form without markings as to amended material. 37 CFR 1.125(c).

2. (complete the following applicable item)

☒ This substitute specification is submitted in response to a requirement by the Examiner.

OR

☐ This substitute specification is being voluntarily submitted, in order to facilitate the processing of the application.

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8(a))

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

- ☐ deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

FACSIMILE

- ☐ transmitted by facsimile to the Patent and Trademark Office.

  
Signature

Date: April 9, 2001

JANET I. CORD  
(type or print name of person certifying)

(Transmittal of Substitute Specification—page 1 of 2) 9-27

3. Also enclosed is a marked-up copy of the substitute specification showing the matter being added to and the matter being deleted from the specification.

4. Accompanying this transmittal is a statement, as required by 37 C.F.R. 1.125, that the substitute specification transmitted herewith contains no new matter.

Reg. No.33,778

Tel. No.: (212)708-1935

Customer No.:00140

  
SIGNATURE OF PRACTITIONER

JANET I. CORD

*(type or print name of practitioner)*

LADAS & PARRY

P.O. Address

26 WEST 61<sup>ST</sup> STREET

NEW YORK, NEW YORK 10023



Practitioner's Docket No. U 012218-7

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: **GI YONG YOO**

Serial No.: 09/295,850

Group No.: 1731

Filed: APRIL 21, 1999

Examiner.: HALPERN, M.

For: TOBACCO SUBSTITUTE COMPOSITION

Assistant Commissioner for Patents  
Washington, D.C. 20231

STATEMENT THAT SUBSTITUTE SPECIFICATION  
CONTAINS NO NEW MATTER (37 C.F.R. 1.125)

1. Identification of person making this statement

JANET I. CORD

(type or print name)

LADAS & PARRY

Address

26 WEST 61<sup>ST</sup> STREET

NEW YORK, NEW YORK 10023

The person making this statement is:

(complete applicable item)

[ ] the inventor in this application.

[X] the attorney in this application, Registration Number 33,778.

[ ] other (indicate relationship)

2. Statement

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8(a))

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

- ☒ deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

FACSIMILE

- ☐ transmitted by facsimile to the Patent and Trademark Office.

  
Signature

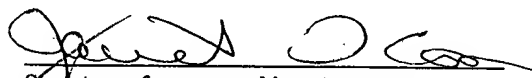
Date: April 9, 2001

JANET I. CORD  
(type or print name of person certifying)

I hereby state that the accompanying substitute specification contains no new matter over that contained in the above-identified application originally filed.

*(complete the following, if applicable)*

- [X] I further state that the changes made are the same as indicated in the inter-lineated substitute specification also accompanying this statement.

  
Signature of person making statement

✓ JANET I. CORD  
C/O LADAS & PARRY  
26 WEST 61<sup>ST</sup> STREET  
NEW YORK, NY 10023  
REG. NO. 33,778 (212) 708-1935